

AMENDED IN SENATE JUNE 20, 2002

AMENDED IN ASSEMBLY MAY 16, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 2523

Introduced by Assembly Member Canciamilla

February 21, 2002

An act to add and repeal Section 367.3 ~~to~~ of the Public Utilities Code, relating to public utilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 2523, as amended, Canciamilla. Electrical corporations: rates.

Existing law authorizes the Public Utilities Commission to establish rates for public utilities, including electrical corporations.

This bill would require the commission, until January 1, 2006, to ensure that any rate reduction for the retail customer classes of the electrical corporation, and to the rate schedules and rate options within those classes, occurs in the same proportion as the percentage rate increases by class, rate schedule, and rate option that were adopted in the commission's Decision 01-05-064, as amended or modified. Because under the Public Utilities Act, a violation of an order of the commission is a crime, the bill would impose a state-mandated local program by expanding the definition of a crime.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 367.3 is added to the Public Utilities
2 Code, to read:

3 367.3. (a) If the commission determines that an electrical
4 corporation's rates, authorized by the commission's Decision
5 01-05-064, as amended or modified, to recover the electrical
6 corporation's and the Department of Water Resources' power
7 procurement costs, should be reduced ~~for any reason consistent~~
8 ~~with this code~~ *to reflect a decrease in power procurement costs*
9 *which resulted in the rate increase authorized by the commission's*
10 *Decision 01-03-082*, the commission shall ensure that the rate
11 reduction for the retail customer classes of the electrical
12 corporation, and to the rate schedules and rate options within those
13 classes, occurs in the same proportion as the percentage rate
14 increases by class, rate schedule, and rate option that were adopted
15 in Decision 01-05-064, as amended or modified.

16 (b) This section shall remain in effect only until January 1,
17 2006, and as of that date is repealed, unless a later enacted statute,
18 that is enacted before January 1, 2006, deletes or extends that date.

19 SEC. 2. No reimbursement is required by this act pursuant to
20 Section 6 of Article XIII B of the California Constitution because
21 the only costs that may be incurred by a local agency or school
22 district will be incurred because this act creates a new crime or
23 infraction, eliminates a crime or infraction, or changes the penalty
24 for a crime or infraction, within the meaning of Section 17556 of
25 the Government Code, or changes the definition of a crime within
26 the meaning of Section 6 of Article XIII B of the California
27 Constitution.